S. B. CIVIL REVISION PETITION NO.492/2006.
(Sohan Singh v. Smt.Raj Laxmi)
Date of Order: :07-02-2007

HON'BLE MR. JUSTICE PRAKASH TATIA

Mr.S.S.Rathore, for Petitioner.
Mr.Kishan for Mr.Pritam Solanki, for Respondent.

Heard learned counsel for the petitioner.

The petitioner has challenged the order dated 18th August, 2006, by which the First Appellate Court partly allowed the injunction application filed by the petitioner and stayed the execution of the decree dated 10th December, 2005, on condition that the appellant shall deposit the decretal amount of Rs.19,405/- within a period of one month and shall also give security of Rs.5,000/-. I do not find any illegality in the order passed by the court below and the court below has not committed any error of fact or law in imposing condition for granting the injunction in favour of the petitioner-appellant.

Learned counsel for the petitioner submits that the petitioner has deposited the decretal amount. If it is so, then the petitioner can seek adjustment of that amount when decree is sought to be executed for recovery of the amount in accordance with law.

The revision petition of the petitioner is dismissed, having no merit.

(PRAKASH TATIA),J.